

PETITION FOR ANNEXATION

TO: THE CITY COUNCIL OF THE CITY OF ELGIN, OREGON:

We, the undersigned, do hereby respectfully request the City Council of Elgin, Oregon, a municipal corporation, to alter the boundaries of said city by including therein a certain territory contiguous to the boundaries of the City of Elgin described as follows:

Beginning at a point on the south boundary of section 10, Township 1 North, Range 39 East of the Willamette^{Meridian}, said point being S89°56'E a distance of 2,714.5 feet from the southwest corner of said section 10; thence north 370 feet; thence S89°56'E 470 feet; thence north six feet; thence S89°56'E 299 feet; thence south 65 feet; thence S89°56'E 97 feet; thence south 280 feet more or less to the south line of the southeast quarter of section 10, Township 1 North Range 39 East of the Willamette Meridian; thence West along the south line of said section, 866 feet to the point of beginning.

We further represent that the owners of the contiguous territory proposed to be annexed are desirous of consenting in writing to such annexation and filing the same with the City Council as provided for in Section 222.170, Oregon Revised Statutes, as amended, for the purpose of avoiding the necessity of the City Council calling or holding an election in such territory or posing any notices therein. That such consent setting forth the names of the legal owners and of owners purchasing property by means of contract is hereto attached and by this reference made a part thereof.

We further petition to the City Council of Elgin, Oregon, to dispense with the submission of the question of annexation to the registered voters of the City to fix a date for the public hearing before the Council at which time the registered voters of the City may appear and be heard on the question of annexation.

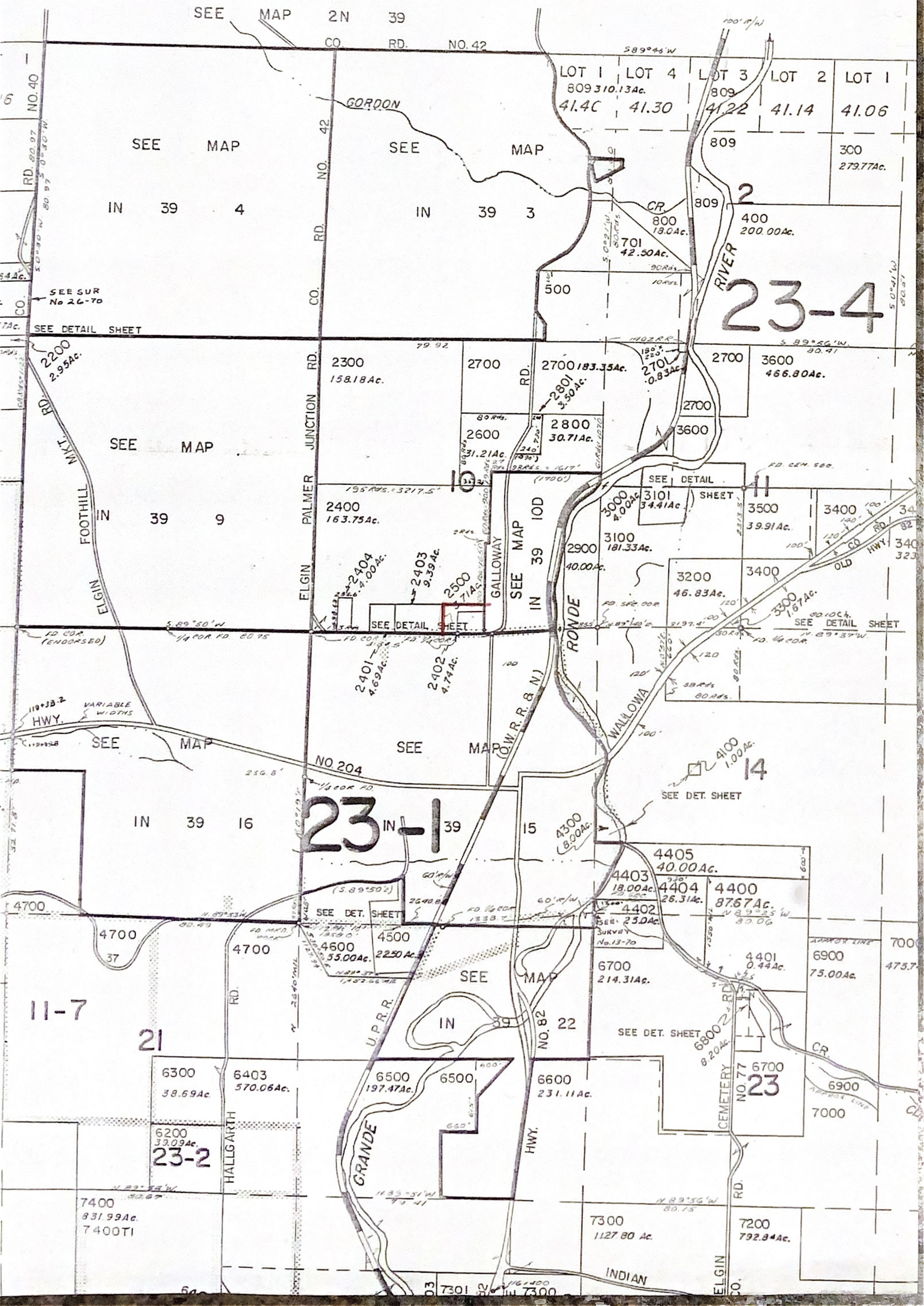
Respectfully submitted this 10th day of August, 1972.

Clarence E. Hays
Beverly H. Hays
Fred L. Elkins
Ella Ruth Elkins
W.R. Spainhower
Goddie Spainhower

Carl Bond
Sheldene Bond

1 N 39

SEE MAP 2N 39
CO. RD. NO. 42



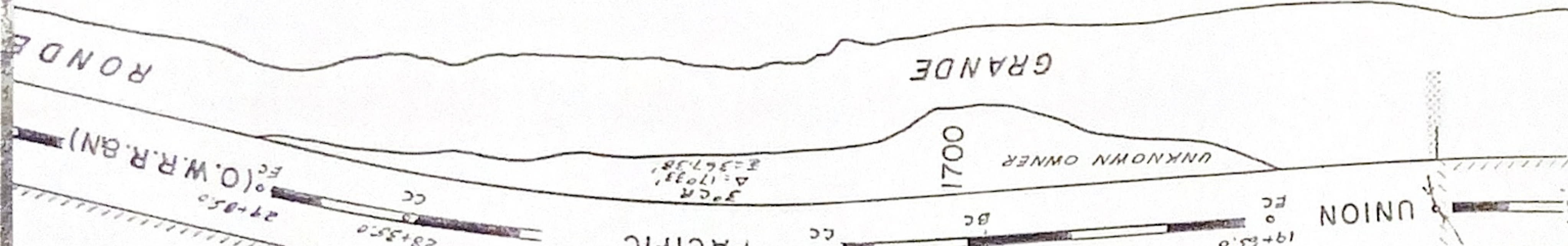
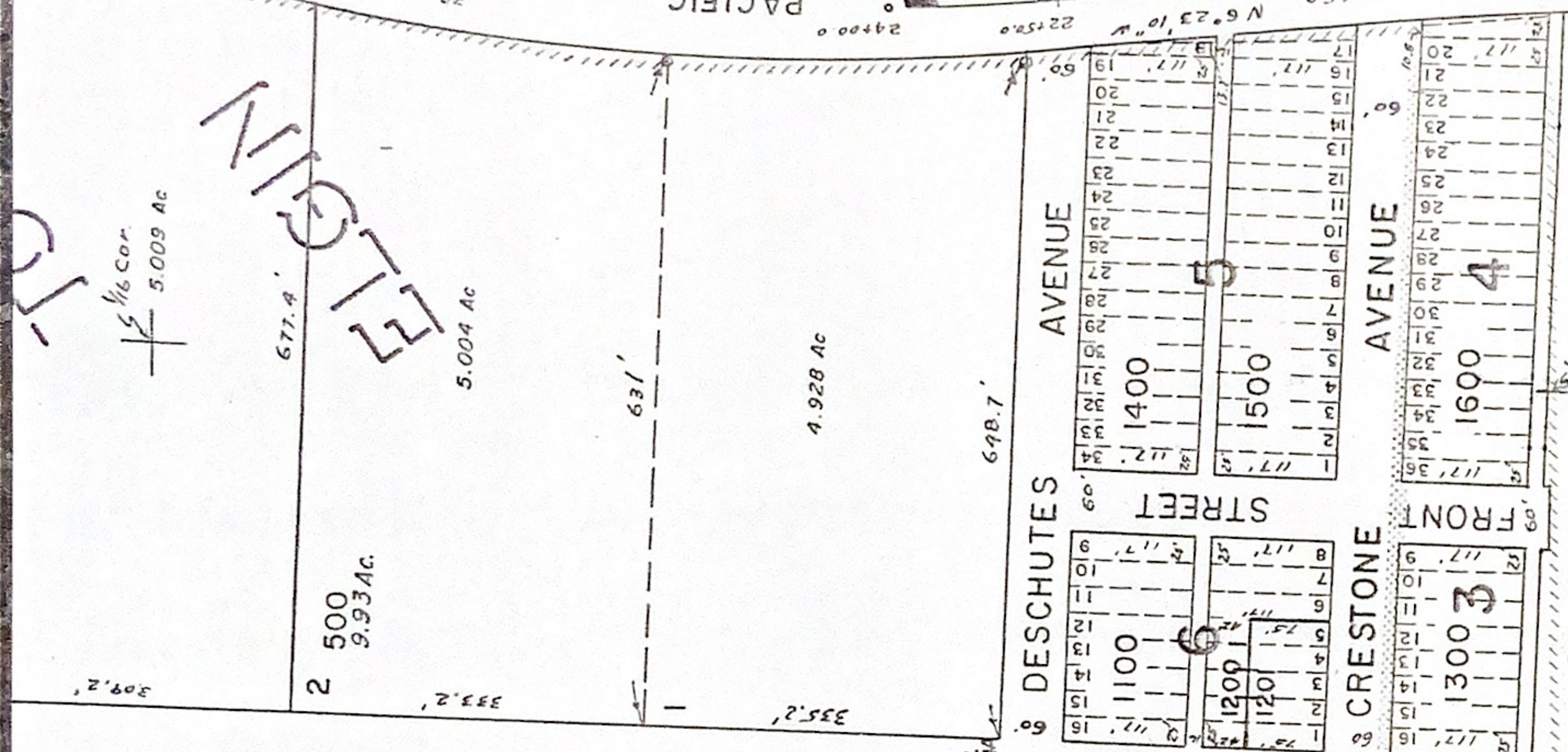
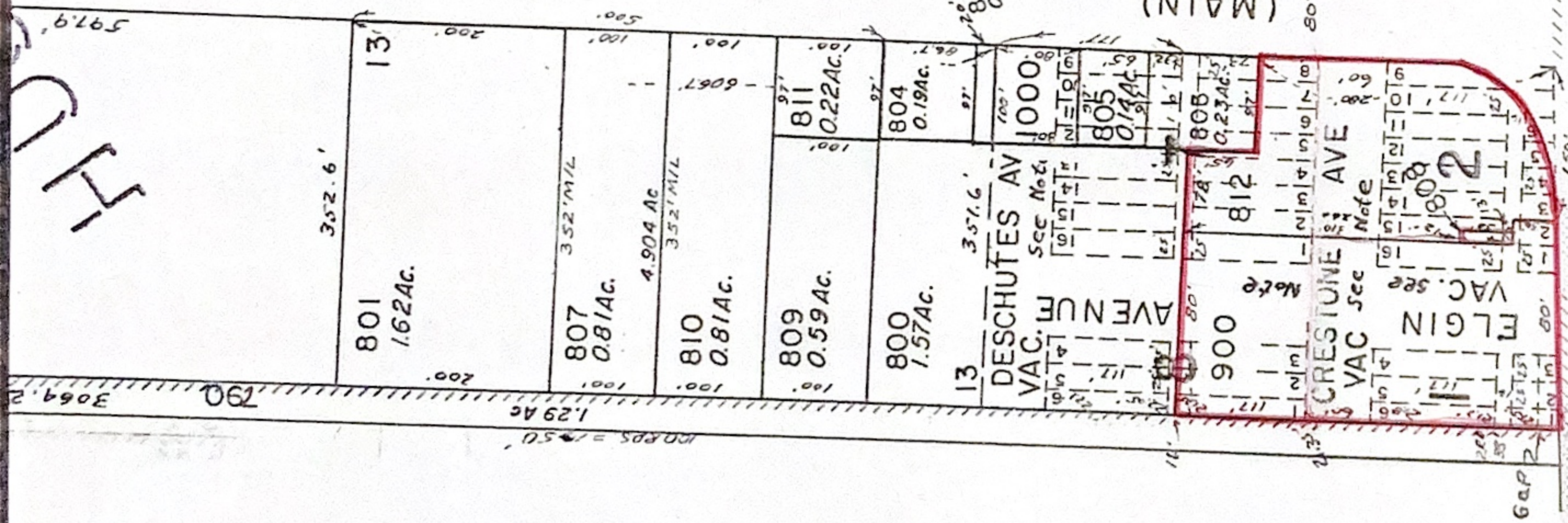
SEE

5 1/4 Cor.

Note
Alleys in Blks.
1-2-748 of Hugs
Add. Voted by
D.V. 121-63

1/4 Cor. found
by R.E. tie
and Hindmans
Add.

Ne 1/4 10D



SEE MAP IN 39 15AA

SEE MAP IN 39 15AB



STATE OF OREGON
DEPARTMENT OF STATE

SALEM 97310

September 20, 1972

CLAY MYERS
SECRETARY OF STATE

GEORGE H. BELL
JACK F. THOMPSON
ASSISTANTS

City of Elgin
Box 128
Elgin, Oregon 97827

Gentlemen:

Please be advised that on this date we received Resolution No. 5, annexing certain territory to the City of Elgin.

In compliance with ORS 222.180, this Resolution having been received less than ninety days prior to the General Election of November 7, 1972, thereby becomes effective November 8, 1972.

Our file number is 17285.

Very truly yours,

E. M. Madden, Elections Manager
By

Darhl L. Couper

(Mrs.) Darhl L. Couper
Public Records Clerk

ANNEXATION STATEMENT
(For Fire Insurance Rating Purposes Only)

CITY City of Elgin COUNTY Union
Name of Tract W. R. Spainhower, Seventh Day Adventist
Clarence Hays and Carl Doud Area 2 acres
Ordinance No. or Date of certification
Bdry. Comm. Fin. Order No. Res. #5- 72 by Secretary of State November 8, 1972

- A. 1. Please attach a copy of the annexation ordinance or Bdry. Comm. Final Order.
2. Please attach a surveyor's map drawn to scale showing boundaries of the tract or area, accurate distances, angles and streets therein. Show enough of the former city limits and streets in the close vicinity of the area annexed to enable us to line it up properly on our maps.

B. ANNEXED AREA CURRENTLY BUILT UPON:

Approximate percentage of lots built upon 90 %

Nature of occupancies:

All dwellings?	<u>x</u> yes, <u> </u> no
Some churches and schools?	<u> </u> yes, <u> </u> no
Some mercantiles?	<u> </u> yes, <u> </u> no
Some industrials?	<u> </u> yes, <u> </u> no

Size of buildings - grade floor area:

5,000 to 10,000 square feet	<u> </u> none, <u> </u> few, <u>x</u> many
10,000 to 25,000 square feet	<u> </u> none, <u> </u> few, <u> </u> many
Over 25,000 square feet	<u> </u> none, <u> </u> few, <u> </u> many

C. ZONE RESTRICTION:

1. Does your community have any occupancy restrictions for this tract? No
If so, state nature of restriction _____
2. Is there a strictly enforced regulation calling for installation of mains and fire hydrants prior to start of construction? No

D. PROTECTION:

Are there any fire hydrants in or adjoining this tract? Yes. If so, please attach a map or sketch showing size and location of mains and hydrants.

If your city has a fire alarm system, has it been extended to this tract? Yes

Date: 11/13/72

City Recorder or City of Elgin, Oregon

*** IMPORTANT ***

Fire insurance rates in this tract will remain at their old level until we receive sufficient information to calculate the effect of annexation.
PLEASE COMPLETE AND RETURN THIS BLANK TOGETHER WITH THE ORDINANCE(S) AND MAPS PROMPTLY AND THUS AID THE CITIZENS OF THE TRACT OR ANNEXED AREA.

INSURANCE SERVICES OFFICE OF OREGON
721 SW Oak Street
PORTLAND, OREGON 97205

SERIES, 1972.

WHEREAS it is proposed to alter the boundaries of the City of Elgin and add certain contiguous territory thereto, such territory being described as follows:

Commencing at a point on the South boundary of Section 10, Township 1, North, Range 39 East of the Willamette Meridian, said point being S 89° 56' E a distance of 2,714.5 feet from the Southwest corner of said Section 10, thence North 370 feet; thence S 89° 56' E 170 feet; thence North six feet; thence S 89° 56' E 299 feet; thence South 65 feet; thence S 89° 56' E 97 feet; thence South 280 feet more or less to the South line of the Southeast Quarter of Section 10, Township 1 North Range 39 East of the Willamette Meridian; thence West along the South line of said Section, 866 feet to the point of beginning.

All situated in South Quarter of Section 10, Township 1 North, Range 39 EWM Union County, Oregon.

WHEREAS the City Charter of the City of Elgin does not expressly prohibit the City Council from dispensing with the submission of the question of annexation of such territory to the City of Elgin to the registered voters of the City,

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Elgin:

(1) That the question of the annexation of the contiguous territory above described to the City of Elgin shall not be submitted to the registered voters of said City, and the City Council hereby elects to dispense with the submission of such question of such voters.

(2) That the public hearing before the City Council of the City of Elgin shall be held on Tuesday, the 12 day of September, 1972, at 8:00 P.M. in the City Council Room of the City Hall in the City of Elgin, Oregon, at which time registered voters of the City of Elgin may appear and be heard on the question of annexation of the contiguous territory hereinabove described.

(3) That notice of such hearing shall be published once a week for two successive weeks prior to the date of hearing in the Elgin Recorder, a newspaper of general circulation in the City of Elgin, and shall be posted in four public places in said city for a like period.

Dated at Elgin, Oregon, this 24 day of August, 1972.

Betty Canley
James J. Mitchell
Leah C. Spikes

Reid Hibberd
Frank J. Christensen

LEGAL NOTICE

NOTICE OF ANNEXATION HEARING

NOTICE is hereby given that pursuant to Resolution No. 4 Series, 1972, of the Council of the City of Elgin, Oregon and Section 222.170, Oregon Revised Statutes, as amended, that the question of the annexation to the City of Elgin of contiguous territory described as follows:

Beginning at a point on the south boundary of section 10, Township 1 North, Range 39 East of the Willamette Meridian, said point being S89 degrees 56'E a distance of 2,714.5 feet from the southwest corner of said section 10; thence north 370 feet; thence S89 degrees 56'E 470 feet; thence north six feet; thence S89 degrees 56'E 299 feet; thence south 65 feet; thence S89 degrees 56'E 97 feet; thence south 280 feet more or less to the south line of the southeast quarter of section 10, Township 1 North, Range 39 East of the Willamette Meridian; thence West along the South line of said section, 866 feet to the point of beginning.

All situated in Southeast quarter of section 10, Township 1 North Range 39 EWM Union County, Oregon.

Will not be submitted to the registered voters of the City and the City Council has elected to dispense with the submission of said question to such voters, and notice is further given that a public hearing before the City Council of the City of Elgin will be held on Tuesday, the 12th day of Sept., 1972, at 8:00 p.m. in the City Council room of the City Hall of the City of Elgin, Oregon at which time registered voters of the City of Elgin, Oregon may appear and be heard on the question of the annexation of the contiguous territory hereinabove described.

DATED at Elgin, Oregon, this 1st day of September, 1972.

RON SCUBES,
Recorder of the

City of Elgin, Oregon

To be published in the Elgin Recorder Sept. 1, 1972, and Sept. 8, 1972.

NOTICE OF ANNEXATION HEARING

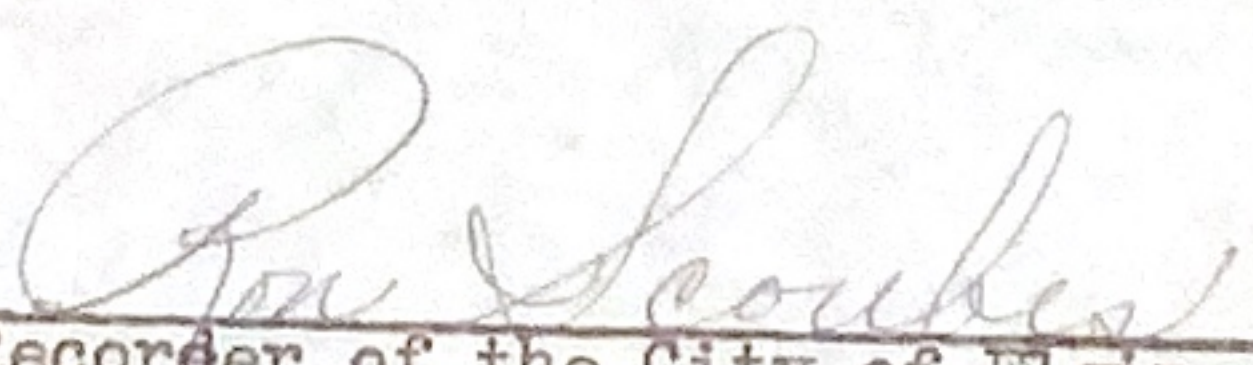
hereby given that pursuant to Resolution No. 4 Series, Council for the City of Elgin, Oregon and Section 222.170, Statutes, as amended, that the question of the annexation of contiguous territory described as follows:

a point on the south boundary of section 10, Township 1 East of the Willamette Meridian, said point being S89° 56'E 14.5 feet from the southwest corner of said section 10; thence S89° 56'E 470 feet; thence north six feet; thence S89° 56'E 299 feet; thence south 65 feet; thence S89° 56'E 97 feet; thence south 280 feet more or less to the south line of the southeast quarter of section 10, Township 1 North Range 39 East of the Willamette Meridian; thence West along the South line of said section, 866 feet to the point of beginning.

All situated in Southeast quarter of section 10, Township 1 North Range 39 EWM Union County, Oregon.

Will not be submitted to the registered voters of the City and the City Council has elected to dispense with the submission of said question to such voters, and notice is further given that a public hearing before the City Council of the City of Elgin will be held on Tuesday, the 12 day of Sept., 1972, at 8:00 P. M. in the City Council room of the City Hall of the City of Elgin, Oregon at which time registered voters of the City of Elgin, Oregon may appear and be heard on the question of the annexation of the contiguous territory hereinabove described.

DATED at Elgin, Oregon, this 1 day of September, 1972.


Recorder of the City of Elgin, Oregon

NOTICE OF ANNEXATION HEARING

NOTICE is hereby given that pursuant to Resolution No. 4 Series, 1972, of the Council of the City of Elgin, Oregon and Section 222.170, Oregon Revised Statutes, as amended, that the question of the annexation to the City of Elgin of contiguous territory described as follows:

Beginning at a point on the south boundary of section 10, Township 1 North, Range 39 East of the Willamette Meridian, said point being S89° 56'E a distance of 2,714.5 feet from the southwest corner of said section 10; thence north 370 feet; thence S89° 56'E 470 feet; thence north six feet; thence S89° 56'E 299 feet; thence south 65 feet; thence S89° 56'E 97 feet; thence south 280 feet more or less to the south line of the southeast quarter of section 10. Township 1 North Range 39 East of the Willamette Meridian; thence West along the South line of said section, 866 feet to the point of beginning.

All situated in Southeast quarter of section 10, Township 1 North Range 39 EMM Union County, Oregon.

Will not be submitted to the registered voters of the City and the City Council has elected to dispense with the submission of said question to such voters, and notice is further given that a public hearing before the City Council of the City of Elgin will be held on Tuesday, the 12 day of September, 1972, at 8:00 P. M. in the City Council room of the City Hall of the City of Elgin, Oregon at which time registered voters of the City of Elgin, Oregon may appear and be heard on the question of the annexation of the contiguous territory hereinabove described.

DATED at Elgin, Oregon, this 1 day of September, 1972/


Recorder of the City of Elgin, Oregon

AFFIDAVIT

STATE OF OREGON)

COUNTY OF UNION)) SS.

CITY OF ELGIN)

I, Ron Scouber, being first duly sworn, hereby depose
and say,

(1) That I am the duly appointed, qualified and acting recorder of
the City of Elgin, Oregon.

(2) That on the 1 day of September, 1972, in accordance
with Resolution Number 4, Series 1972, of the City of Elgin, I caused
notice of annexation hearing, a copy of which is hereto affixed, marked
Exhibit "A" and by this reference made a part thereof, to be posted in four
public places in the City of Elgin: to-wit:

1. City Hall
2. Utility Pole, corner 8th & Division
3. Post Office Bulletin Board
4. Community Center

Ron Scouber

Subscribed and sworn to before me this 5th day of Sept., 1972.

Thos. Enkel Scott
Notary Public for Oregon
My Commission Expires

MY COMMISSION EXPIRES MARCH 31, 1973

SERIES, 1972.

AN ORDINANCE DECLARING THAT CERTAIN TERRITORY SHALL BE ANNEXED TO THE CITY OF ELGIN ON THE CONDITION THAT THE OWNERS OF SUCH CONTIGUOUS TERRITORY PROPOSED TO BE ANNEXED CONSENT IN WRITING TO SUCH ANNEXATION AS PROVIDED IN 222.170 OREGON REVISED STATUTES AS AMENDED.

WHEREAS it is proposed to alter the boundaries of the City of Elgin and add contiguous territory thereto, such territory being described as follows:

Commencing at a point on the South boundary of Section 10, Township 1, North, Range 39 East of the Willamette Meridian, said point being S 89° 56' E a distance of 2,714.5 feet from the Southwest corner of said Section 10; thence North 370 feet; thence S 89° 56' E 470 feet; thence North six feet; thence S 89° 56' E 299 feet; thence South 65 feet; thence S 89° 56' E 97 feet; thence South 280 feet more or less to the South line of the Southeast Quarter of Section 10, Township 1 North, Range 39 East of the Willamette Meridian; thence West along the South line of said Section, 866 feet to the point of beginning.

All situated in South Quarter of Section 10, Township 1 North, Range 39 EWM Union County, Oregon.

WHEREAS the City Charter of the City of Elgin does not expressly prohibit the City Council from dispensing with the submission of the question of annexation of the territory to the City to the registered voters of the City, and

WHEREAS by Resolution Number 4 Series, 1972, the City Council of the City of Elgin resolved that the question of annexation of the contiguous territory above described should not be submitted to the registered voters of the City, and thereby elected to dispense with the submission of such question to such voters, that public hearing before the City Council of the City of Elgin to be held on Tuesday the 12 day of September, 1972 at the hour of 8:00 P. M. in the City Council Room of the City Hall in the City of Elgin, Oregon, at which time registered voters of the City of Elgin might appear and be heard on the question of annexation of the contiguous territory above described, and that notice of such hearing be published once each week for two successive weeks prior to the date of the hearing in the Elgin Recorder, a newspaper of general circulation in the City of Elgin, and posted in four public places in said City for a like period, and,

WHEREAS notice of such hearing was duly published once a week for two successive weeks prior to the day of hearing in the Elgin Recorder, a newspaper of general circulation in the City of Elgin, as is evidenced by the affidavit of publication filed with the Recorder of the City of Elgin, that such notice was duly posted in four public places in said City for a like period, as is

evidenced by the affidavit of the Recorder of the City of Elgin filed in his office, and

WHEREAS the public hearing was held before the City Council for the City of Elgin on Tuesday, the 12 day of September, 1972, at 8:00 P.M. in the City Council Room in the City Hall in the City of Elgin, Oregon at which time registered voters of the City appeared and were heard on the question of annexation of the contiguous territory hereinabove mentioned.

NOW, THEREFORE, THE CITY OF ELGIN DOES ORDAIN as follows:

Section 1: That no election is required in the City of Elgin on the question of annexation of the contiguous territory above described, that such question shall not be submitted to the registered voters of the City, and the City Council hereby elects to dispense with the submission of that question to such voters.

Section 2: That the territory hereinabove described shall be annexed to the City upon the condition that the owners of all thereof consent in writing to such annexation as provided in 222.170 Oregon Revised Statutes, as amended.

PASSED this 12 day of September, 1972, by 6 Councilmen voting therefore.

APPROVED this 12 day of September

ATTEST:

Ron Scoukas
City Recorder

Lloyd C. Spikes
Mayor

RESOLUTION NUMBER 5

SERIES, 1972.

WHEREAS it is proposed to alter the boundaries of the City of Elgin and add certain contiguous territory thereto, such territory being described as follows:

Commencing at a point on the South boundary of Section 10, Township 1, North, Range 39 East of the Willamette Meridian, said point being S 89° 56' E a distance of 2,714.5 feet from the Southwest corner of said Section 10, thence North 370 feet ; thence S 89° 56' E 470 feet; thence North six feet; thence S 89° 56' E 299 feet; thence South 65 feet; thence S 89° 56' E 97 feet; thence South 280 feet more or less to the South line of the Southeast Quarter of Section 10, Township 1, North, Range 39 East of the Willamette Meridian; thence West along the South line of said Section, 866 feet to the point of beginning.

All situated in South Quarter of Section 10, Township 1 North, Range 39 EWM Union County, Oregon.

WHEREAS the City Charter of the City of Elgin does not expressly prohibit the City Council from dispensing with the submission of the question of annexation of such territory to the City to the registered voters of the City, and

WHEREAS by Resolution Number 4, Series, 1972, the City Council of Elgin resolved that the question of annexation of the contiguous territory above described should not be submitted to the registered voters of the City and thereby elected to dispense with the submission of such question to such voters, that public hearing before the City Council of the City of Elgin to be held on Tuesday, 12 day of September 1972, at 8:00 P.M., in the City Council Room in the City Hall of Elgin might appear and be heard on the question on annexation of the contiguous territory above described and that notice of such hearing be published once each week for two successive weeks prior to the date of hearing in the Elgin Recorder, a newspaper of general circulation in the City of Elgin, and posted in four public places in said City for a like period, and,

WHEREAS notice of hearing was duly published once a week for two successive weeks prior to the date of hearing in the Elgin Recorder, a newspaper of general circulation in the City of Elgin, as is evidenced by the affidavit of publication filed with the Recorder of the City of Elgin, and such notice was duly posted in four public places in said City for a like period as is evidenced by the affidavit of the Recorder of the City of Elgin filed in his office, and

WHEREAS public hearing was held before the City Council in the City of Elgin on Tuesday, the 12 day of September, 1972, at 8:00 P.M. in the City Council Room in the City Hall in the City of Elgin, at which time registered voters of the City appeared and were heard on the question of annexation of the contiguous territory hereinabove described, and

WHEREAS the City Council of the City of Elgin, Oregon, did on the 12 day of September, 1972, by Ordinance containing a legal description of the territory hereinabove described declared that said territory should be annexed to the City of Elgin on the condition that the owners thereof would consent in writing to said annexation as provided in 222.170 Oregon Revised Statutes as amended, and

WHEREAS the owners of all the property above described have heretofore consented in writing to the annexation and filed their consent with the City Council of the City of Elgin on the 10 day of August, 1972, and prior to the calling of an annexation election, and

WHEREAS the City Council of the City of Elgin has heretofore dispensed with the submission of the question of annexation of the territory hereinabove described to the registered voters of the City provide in 222.170 Oregon Revised Statutes, as amended,

NOW, THEREFORE, BE IT RESOLVED by the City Council of Elgin:

(1) That the Council of the City of Elgin shall, and does hereby proclaim the annexation of the territory hereabove described to the City of Elgin,

(2) That the Recorder of the City of Elgin shall, and he is hereby directed to make and submit to the Secretary of State of the State of Oregon

(a) a copy of the resolution, (b) a copy of the written consent of the owners of the territory hereinabove described to the annexation thereof, and (c) a copy of the resolution of the City of Elgin declaring that no election is required in the City of Elgin in connection with the annexation.

Dated at Elgin, Oregon, this 12 day of September, 1972.

ATTEST:

Gon Scouber
City Recorder

Lloyd C. Spiker
Mayor



PORTLAND
STATE
UNIVERSITY
p. o. box 751
portland, oregon
97207
503/229-3922

center for
population
research and
census

Dear City Official:

Enclosed please find the Annexation Questionnaire for your recent annexation, Res. # 5.

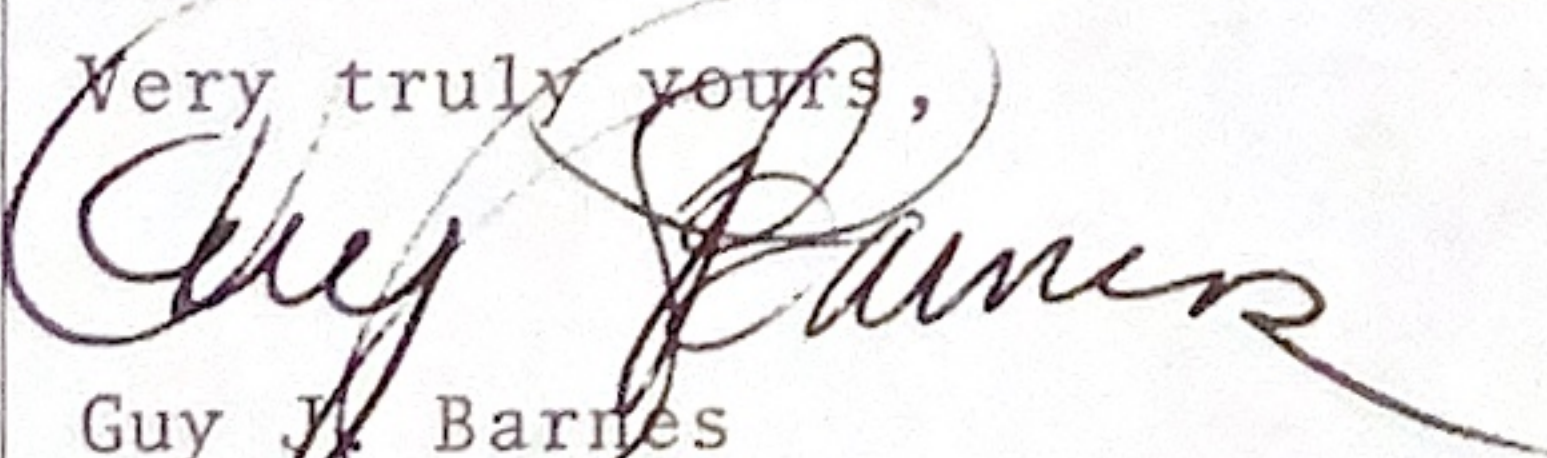
The form has changed, and we would like to clarify the procedure necessary in order for any population involved in this annexation to be credited to your city's population. Our office can add this annexed population to your city's population estimate at the end of this quarter only if an official enumeration is conducted. Otherwise, the annexed population cannot be credited to your city until the next annual July 1st estimate is prepared. The special population census schedules (for annexations only) will be forwarded to your city if, on the enclosed questionnaire, you check "yes" to the question, "Does your City wish to complete....etc."

Returning the questionnaire with a total population count is not enough to have this annexed population added to your city's total population at the end of this quarter. It is usually to the city's benefit to have the annexed population certified quarterly, because the city will start receiving its additional state shared revenues in the quarter immediately following certification.

However, if you instead choose to estimate (for the July 1st annual estimate) the population and number of households annexed, please be sure that the number of multiple units you report is not the number of apartment buildings, but rather the number of units in that building.

We hope the above information will help clarify the proper procedure to follow in certifying annexed populations. If you have any further questions, however, please do not hesitate to contact our office.

Very truly yours,


Guy J. Barnes
Associate Director

GJB:jb

Enclosure

Oct. 17, 1972

We, the undersigned, hereby grant the City of Elgin
an easement, of 6 feet, to cross the Southwest corner
of Lot 1, in Block 1, of the Hug's addition, for sewer
or water purposes.

Clarence E. Hays
Beverly G. Hays

PETITION FOR ANNEXATION

TO: THE CITY COUNCIL OF THE CITY OF ELGIN, OREGON:

We, the undersigned, do hereby respectfully request the City Council of Elgin, Oregon, a municipal corporation, to alter the boundaries of said city by including therein a certain territory contiguous to the boundaries of the City of Elgin described as follows:

We further represent that the owners of the contiguous territory proposed to be annexed are desirous of consenting in writing to such annexation and filing the same with the City Council as provided for in Section 222.170, Oregon Revised Statutes, as amended, for the purpose of avoiding the necessity of the City Council calling or holding an election in such territory or posing any notices therein. That such consent setting forth the names of the legal owners and of owners purchasing property by means of contract is hereto attached and by this reference made a part thereof.

We further petition to the City Council of Elgin, Oregon, to dispense with the submission of the question of annexation to the registered voters of the City to fix a date for the public hearing before the Council at which time the registered voters of the City may appear and be heard on the question of annexation.

Respectfully submitted this _____ day of _____, 197.

Fred L. Elkins

Ella Ruth Elkins

W.R. Spainhower

Lillian Spainhower

Carl Bond

Sheldene Bond
